

EXEMPTION LIST FOR THE
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
STATE OF HAWAII

REVIEWED AND CONCURRED UPON
BY THE ENVIRONMENTAL COUNCIL ON
JUNE 26, 1996

GENERAL NOTES

The exemption list contained herein reflects a revision to the May 25, 1978 exemption list for the Department of Accounting and General Services, which was reviewed and concurred upon by the Environmental Quality Commission.

DEPARTMENT-WIDE EXEMPTION LIST

Section 343-6(7), Hawaii Revised Statutes, authorized the Environmental Council to prescribe the procedures whereby specific types of actions, because they will probably have minimal or no significant effects on the environment, are declared exempt from the preparation of an environmental assessment. Pursuant to the administrative rules promulgated under authority of section 343-6(7), HRS, specifically section 11-200-8; the Department of Accounting and General Services (DAGS) has determined that the following types of actions, where they fall within the given classes of action, shall generally be exempt from the preparation of an environmental assessment. The projects that are likely exempt are those that:

1. Are not in a Special Management Area or any other area designation requiring special considerations such as Agricultural, Conservation, Preservation or Historic;
2. Do not adversely impact adjacent streams, botanical areas, other environmentally sensitive areas (e.g. wet lands, watersheds, reserves, sanctuaries, special habitats) or any known archaeological and historically significant findings (including endangered species);
3. Stay within the boundaries of an existing State facility and do not adversely impact the surrounding off-site infrastructure improvements (e.g. water, drainage, sewer, power, telephone, data and communication systems);
4. Have an Environmental Impact Statement (EIS), an Environmental Assessment with a Finding of No Significant Impact (EA/FONSI) or a public hearing on the site selection process, master plan report or at least one phase of incremental construction at the State facility;

5. Are incremental components of an up-to-date master plan report for a State facility; and
6. Have had or will have a program to encourage public input into the design or siting of the project.

EXEMPTION CLASS 1

Operations, repairs or maintenance of existing structures, facilities, equipment or topographical features involving negligible or no expansion or change of use beyond that previously existing [HAR § 11-200-8(A)(1)].

1. Building.
2. Structure.
3. Furniture.
4. Equipment.
5. Electrical system.
6. Communications system.
7. Plumbing system.
8. Heating, ventilation, and air conditioning system.
9. Drainage system.
10. Waste treatment facility.
11. Wall and fence.
12. Walkway and bike path/covered walkway.
13. Roadway.
14. Parking lot/covered bus loading area or shelter.
15. Paved court/covered playcourt.
16. Sign.
17. Athletic field.
18. Landscaping.
19. Vehicle.
20. Fuel systems: Operation, repair or maintenance of on-site propane and methane gas systems used for preparing food and for other associated purposes in

kitchens, heating water for locker/shower buildings, conducting experiments in science laboratories and cooking in homemaking classrooms in schools. Operation, repair or maintenance of gasoline and diesel tank and pump systems for refueling cars, buses and trucks in automotive servicing areas and maintenance baseyards.

21. Vector and pest control: Fumigation and treatment of buildings for termites, cockroaches, ants, vermin and other pests using pesticides registered by the State Department of Agriculture and the EPA.
22. On-site infrastructure improvements (walkway, roadway, parking, water, irrigation, sewer, drainage, power, telephone, data and communication systems).

EXEMPTION CLASS 2

Replacement or reconstruction of existing structures and facilities where the new structure will be located generally on the same site and will have substantially the same purpose, capacity, density, height and dimensions as the structure replaced [HAR § 11-200-8(a)(2)].

1. Furniture.
2. Equipment.
3. Electrical system.
4. Communications system.
5. Plumbing system.
6. Heating, ventilation, and air conditioning system.
7. Wall and fence.
8. Sign.
9. Athletic field.
10. School building: Replacement or reconstruction of existing school buildings providing the facilities are listed in the Department of Education's (DOE) "Educational Specifications and Standards for School Facilities (EDSPEC)." The types of buildings that may hereunder be replaced or reconstructed include classrooms, administration offices, libraries, auditoriums, cafeteriums, kitchens, industrial shops, locker/shower rooms and gymnasiums.

11. School structure: Replacement or reconstruction of existing on-site school structures such as covered walkways, covered playcourts, flag poles, bus shelters, swimming pools, bleachers, ramps and elevators.
12. Fuel systems: Replacement or reconstruction of on-site propane and methane gas systems used for preparing food and for other associated purposes in kitchens, heating water for locker/shower buildings, conducting experiments in science laboratories and cooking in homemaking classrooms in schools. Replacement or reconstruction of gasoline and diesel tank and pump systems for refueling cars, buses and trucks in automotive servicing areas and maintenance baseyards.
13. Drainage system: Replacement or reconstruction of existing lined and unlined drainage swales and ditches that collect and divert rainfall runoff on-site, existing conduits connecting the intake structures and existing conduits connecting on-site systems to off-site drainage systems approved by the County.
14. Waste treatment facility: Replacement or reconstruction of existing waste treatment facility where the County does not have any off-site sewerage system available, does not have the system capacity to permit any additional sewage loading or requires some treatment before discharge into their system. The new waste treatment facility will have substantially the same capacity as the original facility.
15. Walkway: Replacement or reconstruction of existing walkways that connect buildings and facilities on a site or provide pedestrian access onto the site from the public roadway or walkway.
16. Roadway: Replacement or reconstruction of existing roadways that provide vehicular and fire/emergency access across a site or onto a site from a public roadway. In the case of high schools, these are roadways that connect with such points as vehicular loading areas, parking lots, cafeteriums, gymnasiums, swimming pools, athletic fields, industrial shops and agricultural areas. Work under this item includes repaving and striping.
17. Parking lot: Replacement or reconstruction of existing parking lots required by the County zoning code or specified in the DOE's EDSPEC. Work under this item includes repaving and striping.

18. Paved court: Replacement or reconstruction of existing paved courts specified by the DOE's EDSPEC. Work under this item includes repaving and striping.

EXEMPTION CLASS 3

Construction and location of single, new, small facilities or structures and the alteration and modification of same and installation of new, small, equipment and facilities and the alteration and modification of same including but not limited to: (A) single family residences not in conjunction with the building of two or more such units; (B) multi-unit structures designed for not more than four dwelling units is not in conjunction with the building of two or more such structures; (C) stores, offices and restaurants designed for total occupant load of twenty persons or less, if not in conjunction with the building of two or more such structures; (D) water, sewage, electrical, gas, telephone, and other essential public utility services extensions to serve such structures or facilities; and (E) accessory or appurtenant structures including garages, carports, patios, swimming pools, and fences [HAR § 11-200-8(a)(3)].

1. Garage.
2. Patio.
3. Covered walk.
4. Covered bus loading area.
5. Bus shelter.
6. Elevator/conveyor system.
7. Stairway.
8. Ramp.
9. Any construction, alteration, modification, or installation of any structure, facility, equipment, or utility to meet governmental requirements given under the Occupation Safety and Health Act, County Building and Fire Codes, Americans with Disabilities Act, and Department of Health Regulations.
10. Window modification.
11. Door modification.
12. Exterior modification.

13. Furniture.
14. Equipment.
15. Electrical system.
16. Communications system.
17. Plumbing system.
18. Heating, ventilation and air conditioning system.
19. Sign.
20. Athletic field.
21. Bleachers.
22. Swimming pool.

EXEMPTION CLASS 4

Minor alteration in the conditions of land, water or vegetation
[HAR § 11-200-8(a)(4)].

1. Clearing and grubbing or grading in accordance with Department of Health and County standards; all work done under exemption Class 4, Number 1, will also be limited to projects that:
 - A. Comply with setback requirements for applicable Federal, State and County laws, regulations, ordinances, codes, rules; and
 - B. Impact less than 15 acres (non-contiguous) of an existing State facility site.
2. Planter boxes/landscaping, including laying topsoil; planting trees, shrubs and ground cover; and relocating or removing trees that are not considered historical or significant; all work done under exemption Class 4, Number 2, will also be limited to projects that:
 - A. Have a determination from the Department of Land and Natural Resources, State Historic Preservation Division, that relocation or removal of tree(s) from an existing State facility site is allowable because the tree(s) are not considered to be historic or significant;

- B. Comply with setback requirements for applicable Federal, State and County laws, regulations, ordinances, codes, rules; and
 - C. Impact less than 15 acres (non-contiguous) of an existing State facility site.
3. Installation of sprinkler or irrigation system to water trees, shrubs and grass.
 4. (Moved from Class Number 6, 1978) Land subdivision and consolidation: Where no FONSI or EIS has been filed for an existing school or facility site:
 - A. Acquisition, subdivision and/or consolidation of minor amounts of land for rounding corners of existing roadways.
 - B. Subdivision and/or consolidation of roadway remnant with school or facility site; all work for exemption Class 4, Numbers 4a and 4b, will also be limited to projects that:
 - a. Involve less than 1.0 acre (total); or
 - b. Have published a public notice for the roadway remnant declaration process.
 - C. Subdivision and/or consolidation of parcel(s) dedicated to the State by a County agency for a State facility site.
 - D. Easements in favor of the County or a public utility company for on-site infrastructure improvements (walkway, roadway, parking, water, irrigation, drainage, sewer, power, telephone, data and communication systems).

EXEMPTION CLASS 5

Basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource [HAR § 11-200-8(a)(5)].

1. Topographic survey.
2. Soil borings/foundation survey.
3. Traffic survey.
4. Graves survey.

5. Air/water/noise/hazardous materials monitoring survey.
6. Drainage study.
7. Tenant relocation/inventory survey.
8. Site/building assessment.
9. Economic analysis.
10. Environmental impact research.
11. Archaeological survey: Survey conducted by an archaeologist from the Department of Land and Natural Resources (DLNR), University of Hawaii, Bishop Museum, or private company to satisfy certain requirements in preparing an EIS or to make a preliminary determination on conditions at or surrounding a State facility site.
12. Site appraisal by DLNR or an independent appraisal company for the State to determine the purchase price of real property (including land, buildings, features, plants, crops, severance issues) being considered under an acquisition, exchange, easement or lease agreement for a State facility.
13. "Right-of-entry" for site investigation/study.

EXEMPTION CLASS 6

Construction or placement of minor structures accessory to existing facilities [HAR § 11-200-8(a)(6)].

1. Portable classroom/administration/library/serving or conventional or preparation kitchen/toilet buildings.
2. Tool shed.
3. Storage shed.
4. Bath house.
5. Trash bin area.
6. Play equipment.
7. Flagpole.
8. Memorial structure.
9. Scoreboard.

10. Portable bleachers.
11. Pump house.
12. Transformer building.
13. Air conditioning enclosure.
14. Construction of saran houses -- i.e., 1,500 square feet. hothouses having gravel floors, wood frames, and plastic covering. Saran houses which are used in DOE, University of Hawaii, Department of Agriculture, or any other state agency programs to control temperature and humidity for growing or cultivation of plants.
15. Construction or placement of masonry or wood planter boxes at existing facilities.
16. Construction of any appurtenant buildings, structures, or improvements that do not increase the on-site population or design capacity of an existing State facility (e.g. signage; flag pole; activity or program building; auditorium or assembly building; meeting, hearing or court room; correctional program building office; playfield or exercise equipment; restrooms; machine or equipment room; storage shed; trash bin area; and bus shelter).
17. Construction of any buildings or structures within an existing State facility site that does not require any off-site infrastructure improvements including but not limited to:
 - A. Classroom building.
 - B. Cafeteria.
 - C. Multipurpose room.
 - D. Gymnasium, weight room.
 - E. Locker/shower facility.
 - F. Playfield, playground, playcourt.
 - G. Administration building.
 - H. Library.
 - I. Parking lot, bus loading, book drop.
 - J. Chain link fence, gate.

K. Irrigation system.

L. Wheelchair ramps.

EXEMPTION CLASS 7

Interior alterations involving things such as partitions, plumbing, and electrical conveyances [HAR § 11-200-8(a)(7)].

1. Roof system.
2. Ceiling system.
3. Floor system.
4. Column/beam/foundation system.
5. Wall system.
6. Electrical system.
7. Communications system.
8. Plumbing system.
9. Heating, ventilation, and air conditioning system.
10. Elevator/conveyor system.
11. Stairway.
12. Built-in furnishing.
13. Built-in equipment.
14. Removal of hazardous materials such as asbestos, and lead paint done in compliance with applicable State, Federal, and County health and safety laws, regulations, codes and ordinances.

EXEMPTION CLASS 8

Demolition of structures, except those structures located on any historic site as designated in the National Register or Hawaii Register as provided for in the National Historic Preservation Act of 1966, Public Law 89-665, or Chapter 6E, Hawaii Revised Statutes [HAR § 11-200-8(A)(8)]; all work done under exemption Class 8, Numbers 2, 4 and 5, will also be limited to projects that were required: by the master plan report for construction of new or replacement buildings, structures, or improvements at the State facility; or for repair and maintenance work; or for

health and safety reasons; or for compliance with applicable Federal, State and County laws, regulations, ordinances, codes and rules).

1. Building.
2. Infrastructure systems such as utilities, (e.g. water, drainage, sewer, power, telephone, data and communication systems).
3. Demolition of structures such as covered walkways, covered playcourts, bus shelters, swimming pools, bleachers, scoreboards, stairs, ramps, elevators, flag poles, walls, fences, planter boxes, signs, garages, patios, tool sheds, storage sheds, saran houses, bath houses, portable buildings, pump houses, transformer buildings and air conditioning enclosures.
4. Demolition of structures or facilities such as roads, parking lots, bus shelters, walls, fences, signs, flag poles, paved courts, walkways, equipment and furniture.
5. Any related improvement or work that is limited to the State facility site.

EXEMPTION CLASS 9

Zoning variances except: use, density, height, parking requirements and shoreline setback variances [HAR § 11-200-8(A)(9)].

1. Building set-back.

NOTE

Pursuant to HAR § 11-200-8(b), all exemptions under the classes in this section are inapplicable when the cumulative impact of planned successive actions of the same type, in the same place, over time, is significant, or when an action that is normally insignificant in its impact on the environment may be significant in a particularly sensitive environment.